

Sotirios Lytras

La notion de sanction et la distinction fondamentale des sanctions

Préface de Bernard Pacteau

LOGIQUES
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Notion Sanction Distinction Fondamentale Sanctions

João Miguel Vilas Boas Pinto



Notion Sanction Distinction Fondamentale Sanctions:

La notion de sanction et la distinction fondamentale des sanctions Sotirios Lytras, 2015-10-01 Cette tude montre que la notion de sanction tait bien une notion du droit positif hell nique et que la distinction fondamentale en ce domaine tait celle entre sanctions juridictionnelles et administratives Manifest e dans l ordre juridique communautaire et affichant sa pr sence dans la jurisprudence de la Cour europ enne des Droits de l Homme la notion de sanction revendique avec succ s son autonomie conceptuelle dans tout ce que nous pouvons caract riser comme l univers juridique r pressif europ en **Do Poder Administrativo Sancionatório - Contributo para a Consolidação da sua Dogmática Geral** João Miguel Vilas Boas Pinto, 2025-01-23 A monografia que se apresenta debru a se sobre o poder administrativo sancionat rio especificamente sobre a quest o da sua unidade conceptual Numa altura em que os poderes sancionat rios das entidades administrativas ganham renovado f lego imp e se proceder quer compreens o da sua evolu o hist rica e comparat stica quer ao seu impulso internacionalista e cosmopolita o que se tra a na Primeira Parte da obra Ainda e dada a sua import ncia capital imp e se um tratamento dogm tico e conceptual do tema para o qual se reserva a Segunda Parte Em simult neo procura demonstrar se que as situa es jur dicas conferentes de posi es de vantagem a sujeitos que exercem a fun o administrativa se assume como pressuposto essencial para a realiza o do Estado de Direito Democr tico *La notion de police administrative* Etienne Picard, 1984 La police pilier principal de tout droit administratif demeure insaisissable tant qu on cherche y voir une cat gorie technique Au contraire elle s claire quand on en fait une notion conceptuelle En tant que telle l auteur la d finit comme fonction disciplinaire de l institution primaire lib rale fonction d ordre public ou de n cessit rendant compte la fois de sa nature sa structure et son r gime **Droit pénal et droit administratif** Georges Dellis, 1997 Yearbook of the European Convention on Human Rights/Annuaire de la convention europeenne des droits de l'homme, Volume 2 (1959) Council of Europe/Conseil de l'Europe, 1960-07-01 **Amtliches stenographisches Bulletin. Bulletin officiel sténographique** Switzerland. Bundesversammlung. Ständerat, 1920 *Yearbook of the European Convention on Human Rights / Annuaire de la Convention Europeenne des Droits de L'Homme* Council of Europe, 2013-12-01 The Committee of Ministers of the Councel of Europe by a Re solution of 6th February 1960 authorised the publication of a Yearbook of the European Convention on Human Rights The Yearbook the first volume of which appeared in 1959 under the title European Commission of Human Rights Documents and Decisions will in future be published each year in the month of September The Yearbook being prepared by the Directorate of Human Rights of the Council of Europe does not involve the responsibility either of the European Commission or of the European Court of Human Rights In partieular the summaries of the decisions of the European Commission of Human Rights eannot be quoted against the actual texts of the decisions eontained in the first and second volumes Director 01 Human Rights August 1960 POL YS MODI NOS PreJace Par sa Resolution du 6 fevrier 1958 le Comite des Ministres du Conseil de l Europe a autorise la publication d un Annuaire de la Convention Europeenne des Droits

de l'Homme L'Annuaire dont le premier volume a paru en octobre 1959 sous le titre Commission Européenne des Droits de l'Homme Documents et Décisions sera dorénavant publiée au mois de septembre de chaque année

De l'arme économique Claude Lachaux, Denis Lacorne, Christian Lamoureux, 1987-01-01 T00:00:00+01:00 Afrique du Sud Libye Nouvelle Zélande trois pays la une des médias qui illustrent l'actualité des sanctions économiques Mais que sait-on réellement sur ces sanctions sur les motivations de ceux qui les décident sur les résultats obtenus sur leurs implications stratégiques Pour la première fois en France quatre chercheurs mettant en commun leurs diverses expériences tentent de répondre ces questions Dans la première partie ils étudient six cas particulièrement typiques l'URSS et ses satellites la Pologne les embargos commerciaux mais aussi la Rhodesie Cuba l'Iran Dans la deuxième partie ils font une analyse critique des différents critères français et étrangers principalement anglo-saxons Et ils proposent une typologie opérationnelle des différents armes économiques La troisième partie est consacrée aux relations Est-Ouest Les auteurs après avoir critiqué les pratiques actuelles proposent des solutions pour intégrer l'arme économique dans une stratégie globale

Revue hellénique de droit international, 2002

Recherche sur la soft law en droit public français Benjamin Lavergne, 2018-03-13 La soft law est un concept doctrinal issu du droit international public Conçue l'origine comme un ensemble de noncs la force obligatoire atténuée ou inexistante elle se conçoit désormais comme un concept englobant même de rassembler tous les phénomènes loignés d'une certaine idée du droit fait d'un système de normes obligatoires et sanctionnées par l'état Technique particulière de formulation des noncs concrets et dans des actes informels la soft law recommande un modèle de comportement ses destinataires En ce sens elle s'éloigne considérablement de la norme juridique Pourtant la technique recommandatoire renoue des liens avec cette dernière l'aune des fonctions qu'elle assure instrument de l'effectivité de la norme juridique la soft law s'entend comme une technique accessoire et subsidiaire au droit Cette continuation du droit par d'autres moyens ne peut-elle alors s'intégrer totalement l'ordre juridique Celui-ci en fait une réception graduée qui oscille entre l'absence de prise en considération et l'acceptation ponctuelle de ses effets Globalement exclue du contentieux de l'exercice de pouvoir du fait de sa nature non prescriptive mais envisagée comme une source de responsabilité l'état dans le cadre du contentieux de pleine juridiction la soft law fait l'objet d'un contrôle juridictionnel qui traduit l'ambivalence de l'ordre juridique Le principe de sécurité juridique tend ainsi à exclure de ce dernier alors que dans le même mouvement on constate une volonté intégratrice du juge qui voit de plus en plus souvent dans la technique une norme impérative Une norme juridique en somme

Les limites de la liberté contractuelle en droit des sociétés Sophie Schiller, 2002

La répression des atteintes à l'environnement en Afrique Romuald Gbénou, 2024-01-25 La protection de l'environnement travers la répression des atteintes perpétrées contre ce dernier constitue un enjeu d'avenir Pour protéger l'environnement plusieurs normes ont été élaborées formant ainsi le droit répressif béninois de l'environnement Toutefois il suffit de se pencher sur le fond du système répressif béninois pour constater qu'il recèle des particularités le rendant encore insuffisamment efficace C'est pourquoi d'une part en raison du caractère rarissime des

ouvrages en droit public binationnels de l'environnement il était utile de présenter l'attention du grand public des professionnels du droit et des étudiants un ouvrage qui leur fournisse les notions essentielles sur la délinquance écologique leur permettant ainsi d'appréhender le système répressif mis en place par le législateur en la matière. D'autre part eu égard aux imperfections observées dans le système de répression des atteintes à l'environnement binationnel cet ouvrage suggère des formes consensuelles susceptibles de contribuer à une meilleure protection de l'environnement et du droit à un environnement sain.

Traité de droit international privé français: Tables Jean Paulin Niboyet, 1960 Système de l'obligation naturelle Kouroch Bellis, 2021-03-12

La notion d'obligation naturelle passe assez inaperçue en doctrine. Cette discrétion est due à un courant doctrinal qui a estimé qu'il n'y a pas de système rationnel de l'obligation naturelle en droit français. Un tel système existe pourtant. La tradition juridique française est par essence jurnaturaliste de type humaniste et l'obligation de droit naturel apparaît être le fruit de cette longue tradition. Le système français de l'obligation naturelle repose sur l'idée que certaines obligations de justice sont laissées à l'appréciation individuelle de son ventuel débiteur qui doit juger de la situation partir de sa conscience individuelle. Sa reconnaissance individuelle est largement valable partir du moment où la société accepte le principe de l'obligation de justice en question mais ses effets dépendent de son ventuel caractère objectivement appréciable en argent. Ce système permet de comprendre et résoudre bien des difficultés qui mergent en pratique dans des domaines juridiques variés.

L'Actualité juridique, 1968 **Traité de droit international privé français** Jean Paulin Niboyet, 1960 *Archives de politique criminelle*, 1985 *Droit public* Maurice Duverger, 1957 **Journal officiel de la République Française** Frankreich, 1899 L'abus dans le contrat Philippe Stoffel-Munck, 2000

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